

DEC 27 2024

KEVIN P. WEIMER, Clerk
By: 
Deputy Clerk

PRISONER CIVIL RIGHTS COMPLAINT

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIARICO LAMAR BALLARD 886719(Enter above the full name and prisoner
identification number of the plaintiff, GDC
number if a state prisoner.)**1:24-CV-6020**(1) DET. PARISH -vs-(2) OFFICER CALDWELL(3) OTHER OFFICERS, THAT TRANSPORTED PLAINTIFF TO HOSPITAL(4) FORMER WARDEN KELVIN SPRY BERRY(5) Deputy Warden Joshua Jones(6) FORMER UNIT MANAGER KENNEDY

(Enter above the full name of the defendant(s).)

(7) Floyd County Hospital Nurse Kandy

NOTICE

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the Court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

I. Previous Lawsuits

A. Have you filed other lawsuits in federal court while incarcerated in any institution?

Yes No

B. If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s):

RICO LAMAR BALLARD

Defendant(s): Fulton County Jail; JACQUELYN BARRETT;
NORMAN GIPSON

2. Court (name the district): NORTHERN DISTRICT COURT OF GEORGIA

3. Docket Number: 1:04-CV-03465-RWS

4. Name of judge to whom case was assigned: RICHARD STORY

5. Did the previous case involve the same facts?
Yes () No (✓)

6. Disposition (Was the case dismissed? Was it appealed? Is it still pending?):
I WON THE CASE THROUGH A SETTLEMENT AGREEMENT
BUT THEY SAID I LOST IT. I DON'T REMEMBER
IF I APPEALED

7. Approximate date of filing lawsuit: DO NOT REMEMBER

8. Approximate date of disposition: DO NOT REMEMBER

II. Exhaustion of Administrative Remedies

Pursuant to 28 U.S.C. § 1997e(a), no prisoner civil rights action shall be brought in federal court until all available administrative remedies are exhausted. Your case may be dismissed if you have not exhausted your administrative remedies.

A. Place of Present Confinement: HANCOCK STATE PRISON

B. Is there a prisoner grievance procedure in this institution?
Yes () No ()

C. Did you present the facts relating to your complaint under the institution's grievance procedure?
Yes (✓) No ()

D. If your answer is YES:

- What steps did you take and what were the results?
MY GRIEVANCE RESPONSE WAS STOLEN,
AND I DON'T REMEMBER EXACTLY WHAT
THEY SAID AND

Ballard v. Ballard et al. 5:20-cv-00003. Case filed
Judge B. Aiken. Dismissed all Judge Jackson (plaintiff filed
1-22-21 Date Filed 4-25-21) Dismissed. I don't remember any
plaintiffs but they are alleged to didn't
(B) Ballard v. Ballard 5:21-cv-138. Judge Page & Treadwell
and Judge Date Filed 4-23-21 Date 10-1-21
Dismissed. Dismissed. Without prejudice
(B) Ballard v. Ballard 5:21-cv-139. Judge Page & Treadwell
and Judge Date Filed 4-23-21 Date Filed 10-1-21
Dismissed. Dismissed. Don't remember, legal documents
stated
(B) Ballard v. Ballard 5:21-cv-140 Date Filed 4-23-21
(B) Ballard v. Ballard 5:21-cv-141 Date Filed 4-23-21
(B) Ballard v. Ballard 5:21-cv-142 Date Filed 4-23-21
Date Filed. I don't remember. Dismissed. I don't remember
but I believe I think Ballard v. Ballard was in a Settlement
agreement
Judge Page & Treadwell and Judge
(B) Ballard v. Ballard 5:21-cv-143 Date Filed 4-23-21
Date Filed. I don't remember and any legal
documents were filed. Dismissed. Settlement Agreement
in Ballard v. Ballard 5:22-cv-00232-C - Notice of Appeal
to Circuit Court of Appeals. Case Date 1-21-22 - 4-25-22
Date Filed 3-31-22. Dismissed. Dismissed

(10) Ballard-v-Morales 2021-3885 b - notice of appeal (11th Cir. Court of Appeals) Date Filed 11-1-21 | 11-12-21 | 10-7-21
Date ended 7-9-26-22 - Dismissed
Petition for Rehearing filed 10-10-22 - Denied Date
Remember Date

(11) Ballard-v-Morales 2021-3885 b - notice of appeal (11th Cir. Court of Appeals) Appeal Number 22-13730 -
Don't remember Decision

Ballard-v-Woodard 2022-cv-124 - filed Date 6-16-22

(12) Ballard-v-Popish 2022-cv-123 - filed Date 6-16-22

(13) Ballard-v-Sprague 2022-cv-125 - filed Date 6-16-22
Date ended 7-11-22 - Dismissed Dismissed without
prejudice with right to refile

Please date the facts to Ballard-v-Popish 2022-cv-123
as the same facts to this current civil action being
filed

(14) Ballard-v-Taylor 2021-cv-00377 - file Date 10-16-21
Date ended 10-16-21 - Dismissed Dismissed
without prejudice with right to refile

(15) Ballard-v-Taylor 2021-cv-00377 - notice of appeal
11th Circuit Court of Appeals Appeal Number 22-13730 -
Appeal denied 2022-08-08

(16) Ballard-v-Hall 2023-10608 - D - 11th
Circuit Court of Appeals
Don't remember Decision

Several other Court petitions filed between the
Injured Captain & Plaintiff Rosette - Attorneys Rya
Klemm and Carlton Caudill that I don't think I
don't have the case number for.

3. Dealing with the feasibility of Petitioning the
Court for all the Court Actions involving (a)(6)
but it goes back to that the Court Action documents
are not being released to the public by the
Court. Also it's different from last Due to so many
redacted documents the there are some Court Actions cases
unreleasable due to the Court freezing and taking
to this Act blocks.

COUNSELOR COUCH REFUSED TO FORWARD ME COPIES OF MY GRIEVANCE RESPONSE

2. If your answer is NO, explain why not:
I AM AT HANCOCK STATE PRISON NOW

III. Parties

(In item A below, place your name in the first blank and place your present address in the second blank.)

A. Name of Plaintiff: RICO LAMAR BALLARD 886719

Address(es): HANCOCK STATE PRISON
P.O. BOX 339
SPARTA, GA 31087

(In item B below, place the full name of the defendant in the first blank, his/her official position in the second blank, and his/her place of employment in the third blank. Do the same for each additional defendant, if any.)

B. Defendant(s): (1) SGT. PARISH (2) OFFICER CALDWELL
(3) OTHER THAT TRANSPORTED PLAINTIFF TO HOSPITAL
(4) FORMER WARDEN KELVIN SPRAYBERRY (5) DEPUTY JOSHUA JONES
(6) FORMER UNIT MANAGER KENNEDY (7) FLOYD COUNTY HOSPITAL NURSE KANDI
 Employed as PRISON OFFICIALS AND HOSPITAL NURSE

at HAYS STATE PRISON P.O. BOX 668 777 UNDERWOOD RD
TRIPOD, GA 30753 FLOYD COUNTY HOSPITAL
3041 TURNER MCCALL BLVD, ROME GA
30165

IV. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

Federal official (a *Bivens* claim)
 State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

MY 8TH AND 14TH AMENDMENT RIGHTS

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

V. Prisoner Status

Indicate whether you are a prisoner or other confined person as follows (*check all that apply*):

() Pretrial detainee
 () Immigration detainee
 () Convicted and sentenced state prisoner
 () Convicted and sentenced federal prisoner
 () Other (explain) HELD AGAINST my WILL - FALSELY IMPRISONED

VI. Statement of Claim

State here as briefly as possible the facts of your case. Tell the court WHAT you contend happened to you, WHEN the incident(s) you complain about occurred, WHERE the incident(s) took place, HOW your constitutional rights were violated, and WHO violated them. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On 7-6-21 while housed at Hays State Prison H-2-220 Step Down Program I WAS ATTACKED AND STABBED SEVERAL TIMES BY NUMEROUS of UNKNOWN INMATES AND AS I ATTEMPTED TO SEEK HELP FROM PRISON OFFICIALS WHILE STANDING AT THE FRONT DOOR FORMER UNIT MANAGER KENNEDY STABBED ME IN THE BACK OF THE HEAD - HOWEVER BEFORE THIS OCCURRED OFFICER PARISH WHOSE NOW A SGT. INTENTIONALLY OPENED MY CELL DOOR KNOWING OTHER INMATES WERE PLANNING TO ATTACK ME - OFFICER SGT. PARISH OBSERVED SEVERAL INMATES EXITING THEIR CELLS AND STANDING AROUND WITH HOMEMADE KNIVES, YET HE CONTINUED OPENING CELL DOORS INTENTIONALLY ENDANGERING MY LIFE AND OTHER INMATES LIVES - OFFICER SGT. PARISH STEPPED INSIDE MY CELL H-2-220 AND

PEEKED THROUGH THE TRAY SLOT AS I WAS ATTACKED AND
AFTERWARDS HE FELL OUT THE DORMITORY WITHOUT DIRECTING
OTHER INMATES TO STOP FROM ATTACKING ME AS I
ATTEMPTED TO DEFEND MYSELF

Once I made it outside THE DORMITORY AFTER
BEING STABBED SEVERAL TIMES BY INMATES AND UNIT
MANAGER KENNEDY A CAPTAIN NAME "LOWE" ESCORTED ME
TO MEDICAL WITH SEVERAL STAB WOUNDS WHILE WALKING
I OVERHEARD FORMER WARDEN KELVIN SPRAYBERRY
STATE "LET THAT MOTHERFUCKER DIE"

HALFWAY I WAS SEEN BY MEDICAL STAFF AND DOCTOR BURKE
ASSESSED MY INJURIES. STAB WOUNDS AND ORDERED I BE
TRANSPORTED TO FLOYD COUNTY HOSPITAL WHERE I SAT IN THE
EMERGENCY ROOM CONTINUOUSLY BLEEDING FROM THE STAB
WOUNDS FOR AT LEAST AN HOUR AND A HALF AT THE HOSPITAL.
I WAS SEEN BY NURSE KANDI WHO TREATED
THE WOUNDS AND PLACED SOMETYPE OF GALL INSIDE
THE STAB WOUNDS IN MY LEFT ARM AND ALLOWED IT TO BE STITCHED
UP BUT BEFORE THIS SHE EXITED THE TREATMENT ROOM AND CAME BACK
THAN TOOKED THIS A BIG POSSON SNAKE IN MY LAP AND AS THE SNAKE
ATTEMPTED TO BITE ME A CHILD WHO NAME I DON'T KNOW CAUGHT THE
SNAKE AND TO THROW IT TO THE FLOOR. HE WAS BITE SEVERAL TIMES

VII. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state
what medical treatment, if any, you required and did or did not receive.

I WAS STABBED SEVERAL TIMES IN THE BACK, ARMS, NECK AND
HEAD. MY WOUNDS WERE STITCHED UP WITH GALL INSIDE
RECEIVED STAPLES TO THE HEAD. THEY REFUSED TO TAKE THE
GALL OUT MY LEFT ARM WOUNDS

VIII. Relief

State briefly exactly what you want the Court to do for you. Make no legal arguments. Cite
no cases or statutes. If requesting money damages, include the amounts of any actual and/or
punitive damages claimed for the acts alleged. Explain the basis for these claims.

(1) THAT I AM AWARDED 7 BILLION DOLLARS IN DAMAGES
OF ALL SORTS AND AS THE COURT DEEMS NECESSARY

(2) THAT EVERY OFFICER, PRISON OFFICIAL AND MEDICAL
PERSONNEL INVOLVED ARE IMMEDIATELY FIRED

(3) THAT I AM IMMEDIATELY RELEASED FROM PRISON
BECAUSE I ALREADY MAXED OUT ON MARCH 21, 2020

(4) THAT THESE GALLS THEY PUT INSIDE MY LEFT
ARM IS REMOVED IMMEDIATELY

OFFICER FARNELL KILLED IN BATTLE. ONE MAN KILLED
TO BE ATTACKED AND STILL CONTINUED TO OPEN CELL DOORS
ONE PRACTICING IDEAS WERE WRITTEN THERE (EFFECTUALLY)
KILLED. THE MAN ASSAULTED AND DIED. HE WANTED
BISHOP. AND WITH A GUN BOMB ATTACHED

For the last 10 months, Kaderi continually stamped his fist to the back of his head just above the neck area. Captains, sergeants, Kaderi, Staff Sgt. (unspecified) officers and medical staff (3) do not use DeS.

Officer Goldsmith and the other except officers threatened my life - I am not sure if they did this because

Officer Kaderi continually faced with outside of the vessel and continually forced a forced stand for 10 minutes at a time. I am not sure if they did this because

Officer Kaderi and positive tanks advised medical staff (3) to DeS at medical allegation for my pain and I am not sure if they did this because

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The note will be verified by the author. Scripty can be
downloaded from [Scripty.com](http://scripty.com).

Other feasible sea stack could possibly be at Headland Hill. The
July 2001 add. noted one that was a short distance offshore.
The Battle Site stack is well out. Started out by other
fishers, but followed and the local ignored him. Dived out
there after minutes to attack me. It followed until the
next week or so. It has attacked and started several
things.

... All depths but two I was invited to CT-207 I
was back except front tile 3000 ft from the dock
Mc Gregor Kettleby and is a topped tile (capped) at the
end of the inverted gorge and started to build
up the mud until a moderate ridge is formed there
in the back and head without a spot of vegetation
and all take up to get to you down back to all

these types of officers that I have seen, and I do not
think for most individuals, I think they are not going to
feel like they can do their job effectively. And I think
that's a terrible problem. I think that's a terrible problem
for the health of our country, for the safety of our
country, for our families.

Get good men. Don't hire people that are not qualified
or not fully trained. Don't hire people that are not
up to date with their training. Don't hire people that
are not good people, and don't hire people that are not
qualified.

People need training. And they need to be
trained properly. And that's a really important aspect
of training, not just in the areas of the weapons
and tactics, but also training the people that are
with other people. And that's a really important aspect
of training.

And if you do not train them, then you will be
hurting your country, and the safety of your people
will be compromised. And training is not just in the areas
of weapons and tactics, but it's also in the areas of
leadership, and the areas of communication, and the areas of
teamwork, and the areas of problem solving.
And I think that's really important for our country,
and for our safety, and for our security, and for our
country's future.

Kandis

Grand County Hospital nurse was Deliberately indifferent to my health, safety and serious medical needs. By deliberately, I mean that my left arm still aches and throbs a spike to my left arm which I have had in my arm since I was 16 years old. I am still in pain and aches in my left arm because the gall remains to my left arm.

LF 028
Rev. 11/04/2019

Signed this 20th day of DECEMBER, 2024.

Rico L Ball 0886719
Signature of Plaintiff

STATE OF Georgia
COUNTY (CITY) OF Sparta

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED ON 12-20-24
(Date)

Ron L Ball Jr 886719
Signature of Plaintiff

Signature of Plaintiff
HANCOCK STATE PRISON
P.O. BOX 339
SPARTA, GA 31087

Certificate of Service

I do hereby certify that I have this Day of this month of December 2024, 2024, mailed by U.S. Mail with sufficient postage, first class, to the following addressee:

(1) ~~Mark W. Knobell~~ United States District Court; Northern District of Georgia
2011 United States Courthouse
95 Ted Turner Dr NW
Atlanta GA 30323-3361

(2) Sgt. Foreign Office Calhoun, State Officer that transported Knobell to Hospital; Knobell Boarded from Campbell Facility instead of from Judge Capers Unit, Knobell's Knowledge
Matt. State Prison
P.O. Box 668
777 W. Adairwood Road
Atlanta GA 30353

(3) Floyd County Hospital where Knobell

Floyd County Hospital

301 Twohig St. Calhoun

Atlanta GA 30303

On the 20th Day of December 2024

Ron L. Ballard #886717

Ron C. Ballard #886717

Atlanta State Prison

P.O. Box 339

Atlanta GA 30303

United States District Court
for the
Northern District of Georgia

Rico Lamar Ballard : CASE #:

-v-
SGT. PARISH, ET AL

SUMMONS IN A CIVIL ACTION

To: (1) SGT. PARISH ; (2) OFFICER CALDWELL ; (3) OTHER OFFICER THAT TRANSPORTED PLAINTIFF TO HOSPITAL ; (4) FORMER WARDEN KEVIN SPRAYBERRY ; (5) DEPUTY WARDEN JOSHUA JONES ; (6) FORMER UNIT MANAGER KENNEDY

A Lawsuit HAS BEEN FILED AGAINST you ... WITHIN 21 DAYS AFTER SERVICE OF THIS SUMMONS ON YOU (NOT COUNTING THE DAY YOU RECEIVED IT) OR 60 DAYS IF YOU ARE THE UNITED STATES OR A UNITED STATES AGENCY OR AN OFFICER OR EMPLOYEE OF THE UNITED STATES DESCRIBED IN FED. R. CIV. P. 12(a)(2) OR (3) ... YOU MUST SERVE ON THE PLAINTIFF AN ANSWER TO THE ATTACHED COMPLAINT OR A MOTION UNDER RULE 12 OF THE FEDERAL RULES OF CIVIL PROCEDURE. THE ANSWER OR MOTION MUST BE SERVED ON THE PLAINTIFF OR PLAINTIFF(S) ATTORNEY WHOSE NAME AND ADDRESS ARE:

RICO LAMAR BALLARD #886719 ; HOG STATE PRISON ; P.O. BOX 668
TRIUN, GA 30753

IF you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You ALSO must file your answer or motion with the court

DATE

SIGNATURE OF CLERK OR DEPUTY CLERK

Proof of SERVICE

(THIS SECTION SHOULD NOT BE FILED WITH THE COURT UNLESS REQUIRED BY FED. R. CIV. P. 4 (H))
THIS SUMMONS FOR _____

WAS RECEIVED BY ME ON _____

I PERSONALLY SERVED THE SUMMONS ON THE INDIVIDUAL AT _____
ON DATE _____ OR

I LEFT THE SUMMONS AT THE INDIVIDUAL'S RESIDENCE OR USUAL
PLACE OF ABODE WITH _____

NAME _____
A PERSON OF SUSTAINABLE AGE
AND DISCRETION WHO RESIDES THERE ON DATE _____
AND MAILED A COPY TO THE
INDIVIDUAL'S LAST KNOWN ADDRESS; OR

I SERVED THE SUMMONS ON (NAME OF INDIVIDUAL) _____
WHO IS DESIGNATED
BY LAW TO ACCEPT SERVICE OF PROCESS ON BEHALF OF (NAME OF
ORGANIZATION) _____ ON DATE _____

I RETURNED THE SUMMONS UNEXECUTED BECAUSE _____
OR OTHER (SPECIFY) _____

MY FEES ARE \$ _____ FOR TRAVEL AND \$ _____
FOR SERVICES, FOR A TOTAL OF \$ 0.00

I DECLARE UNDER PENALTY OF PERJURY THAT THIS INFORMATION IS TRUE
DATE: _____

SERVER'S SIGNATURE

~~Printed Name and Title~~

~~Server's Address~~

CERTIFICATE OF SERVICE

I do HEREBY certify that I HAVE THIS DAY DEPOSITED
A ACCURATE COPY OF THE FOREGOING SUMMONS IN A
CIVIL ACTION IN THE US MAIL WITH AFFIXED POSTAGE
AND SERVED ON THE OPPOSITE PARTIES THROUGH THIS
HONORABLE COURT AT

(1) UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
2211 UNITED STATES COURTHOUSE
75 Ted TURNER DRIVE
ATLANTA, GA 30303-3361

(2) SGT. PARISH; OFFICER CALDWELL; OTHER OFFICER THAT
TRANSPORTED PLAINTIFF TO HOSPITAL; FORMER WARDEN
KELVIN SPRAYBERRY; DEPUTY WARDEN JOSHUA JONES;
FORMER UNIT MANAGER KENNEDY

HAYS STATE PRISON
P.O. BOX 668
777 UNDERWOOD Road
TRIEST GA 30753

(3) Floyd County Hospital Nurse Kandi
Floyd County Hospital
304 TURNER McCALL BLVD
ROME, GA 30165

THIS THE 20 DAY OF DECEMBER 2024

Rico L. Ballard 886719 | Rico L. Ballard 886719
Hancock State Prison
P.O. Box 339
SPARTA, GA 31087